REISSUE LITIGATION

PTO/SB/21 (12-97)
Approved for use through 9/30/00. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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OIPE JC14
AUG 22 2005
PATENT & TRADEMARK OFFICE

# TRANSMITTAL FORM

*(to be used for all correspondence after initial filing)*

| | |
|---|---|
| Application Number | 09/928,546 |
| Filing Date | August 13, 2001 |
| First Named Inventor | Angelo SPERANZA |
| Group Art Unit | 3652 |
| Examiner Name | **Thuy Van TRAN** |
| Total No. of Pages in this Submission: **30** | Attorney Docket Number: ROCKCO P32AUSRI |

ENCLOSURES *(check all that apply)*

- ■ Fee Transmittal Form
  - ■ Fee attached
- ■ Response to Non-Compliant Amend.
  - ☐ After Final
  - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request **(in Duplicate)**
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Part/s Incomplete Application
  - ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53
- ☐ Assignment papers *(for an Application)*
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- ☐ To Convert a Provisional Petition
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Small Entity Statement
- ■ Request for Continued Examination **(In DUPL)**
- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group *(Appeal Notice, Brief, Reply Brief)*
- ☐ Proprietary Information
- ☐ Status Letter
- ■ Additional Enclosure(s) *(please identify below)*:

Postcard
Preliminary Amendment
Reissue Appln Supplemental Declara
Stmt under 37 CFR 3.373(b)

REMARKS REISSUE LITIGATION

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|---|---|
| Firm or Individual Name | Scott A. Daniels<br>DAVIS & BUJOLD, P.L.L.C. |
| | Reg. No. 42,462<br>**CUSTOMER NO. 020210** |
| Signature | |
| Date | August 18, 2005 |

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 18, 2005.

| | |
|---|---|
| Type or printed name | Scott A. Daniels |
| Signature | Date: August 18, 2005 |

REISSUE LITIGATION

PTO/SB/17 (12-98)
Approved for use through 9/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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OIPE 3612 AUG 2 2 2005 PATENT & TRADEMARK OFFICE

# FEE TRANSMITTAL for FY 2005

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT: $395

| Complete if Known | |
|---|---|
| Application No. | 09/928,546 |
| Filing Date | August 13, 2001 |
| First Named Inventor | Angelo SPERANZA |
| Examiner Name | Thuy Van TRAN |
| Group Art Unit | 3652 |
| Attorney Docket No. | ROCKCO P32AUSRI |

## METHOD OF PAYMENT (check all that apply)

■ Check □ Credit card □ Money Order □ Other □ None

■ Deposit Account:

Deposit Account Number: 04-0213

Deposit Account Name: DAVIS & BUJOLD, P.L.L.C.

The Director is authorized to: *(check all that apply)*
□ Charge fee(s) indicated below ■ Credit any overpayments
□ Charge any additional fee(s) during the pendency of this application
□ Charge fee(s) indicated below, except for the filing fee to the above-identified account.

## FEE CALCULATION

### 1. FILING FEE

| Large Fee Code | Entity Fee ($) | Small Fee Code | Entity Fee ($) | Fee Description | Fee Paid |
|---|---|---|---|---|---|
| 1011 | 1000 | 2011 | 500 | Utility filing fee | |
| 1012 | 430 | 2012 | 215 | Design filing fee | |
| 1013 | 660 | 2013 | 330 | Plant filing fee | |
| 1014 | 1400 | 2014 | 700 | Reissue filing fee | |
| 1005 | 200 | 2005 | 100 | Provisional filing fee | ____ |
| | | | | SUBTOTAL (1) | $-0- |

### 2. CLAIMS

| | Extra | Fee From Below | | Fee Paid |
|---|---|---|---|---|
| Total Claims | -20* = | $ 50 ($ 25) | x | = |
| Ind. Claims | - 3 = | $200 ($100) | x | = |
| Multiple Dependent | = | $360 ($180) | x | = |

** or number previously paid, if greater; For Reissues, see below

| Large Fee Code | Entity Fee ($) | Small Fee Code | Entity Fee ($) | Fee Description |
|---|---|---|---|---|
| 1202 | 50 | 2202 | 25 | Claims in excess of 20 |
| 1201 | 200 | 2201 | 100 | Independent claims in excess of 3 |
| 1203 | 360 | 2203 | 180 | Multiple dependent claim |
| 1204 | 200 | 2204 | 100 | **Reissue independent claims over original patent |
| 1205 | 50 | 2205 | 25 | **Reissue claims in excess of 20 and over original patent |
| | | | | SUBTOTAL (2) $-0- |

**or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Fee Code | Entity Fee ($) | Small Fee Code | Entity Fee ($) | Fee Description | Fee Paid |
|---|---|---|---|---|---|
| 1051 | 130 | 2051 | 65 | Surcharge-late filing fee/oath | |
| 1052 | 50 | 2052 | 25 | Surcharge-late provisional filing fee or cover sheet | |
| 1053 | 130 | 1053 | 130 | Non-English specification | |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for re-examination | |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 | 120 | 2251 | 60 | Ext.for reply w/in 1 mon | |
| 1252 | 450 | 2252 | 225 | Ext.for reply w/in 2 mon | |
| 1253 | 1,020 | 2253 | 510 | Ext.for reply w/in 3 mon | |
| 1254 | 1,590 | 2254 | 795 | Ext.for reply w/in 4 mon | |
| 1255 | 2,160 | 2255 | 1,080 | Ext.for reply w/in 5 mon | |
| 1401 | 500 | 2401 | 250 | Notice of Appeal | |
| 1402 | 500 | 2402 | 250 | Filing a Brief in support of an appeal | |
| 1403 | 1,000 | 2403 | 500 | Request for oral hearing | |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| 1452 | 500 | 2452 | 250 | Petition to revive - unavoidable | |
| 1453 | 1,500 | 2453 | 750 | Petition to revive - unintentional | |
| 1501 | 1,400 | 2501 | 700 | Utility issue fee (for reissue) | |
| 1502 | 800 | 2502 | 400 | Design issue fee | |
| 1503 | 1,100 | 2503 | 550 | Plant issue fee | |
| 1807 | 50 | 1807 | 50 | Petition related to provisional applns. | |
| 1806 | 180 | 1806 | 180 | Submission of Info.Disclo.Stmt. | |
| 8021 | 40 | 8021 | 40 | Recording ea. patent assignment per property (times No.of properties) | |
| 1809 | 790 | 2809 | 395 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 | 790 | 2810 | 395 | For ea.additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 | 790 | 2801 | 395 | Request for RCE | $395 |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design appln | |

Other fee (specify)
*Reduced by Basic Filing Fee Paid SUBTOTAL (3) $395

## SUBMITTED BY

Completed *(if applicable)*

| | | | | |
|---|---|---|---|---|
| Typed or Printed Name | Scott A. Daniels<br>CUSTOMER NUMBER: 020210 | Registration No. | 42,462 | Telephone (603) 624-9220 |
| | | Deposit Acct. No. | 04-0213 | Fax: (603) 624-9229 |
| Signature | | | | Date: August 18, 2005 |